

DOCUMENTS UNDER SEAL

TOTAL TIME (mins): 5 Mins

MAGISTRATE JUDGE MINUTE ORDER		DEPUTY CLERK Ivy L. Garcia			REPORTER/FTR FTR: 12/19/07 10:05:11-10:10:12	
MAGISTRATE JUDGE HON. WAYNE D. BRAZIL		DATE 12/19/07			NEW CASE <input type="checkbox"/>	CASE NUMBER CR-07-00790-CW

APPEARANCES

DEFENDANT ENRIQUE GARCIA-GRACIANO	AGE	CUST YES	P/NP P	ATTORNEY FOR DEFENDANT Joyce Leavitt	PD. <input checked="" type="checkbox"/> RET. <input type="checkbox"/> APPT. <input type="checkbox"/>
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U.S. ATTORNEY Andrew Huang for Chinhayi Coleman	INTERPRETER Carole Glasser (Spanish Int.)	<input checked="" type="checkbox"/> FIN. AFFT SUBMITTED	<input checked="" type="checkbox"/> COUNSEL APPT'D
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PROBATION OFFICER None	PRETRIAL SERVICES OFFICER Amy Berthelsen	DEF ELIGIBLE FOR APPT'D COUNSEL	<input checked="" type="checkbox"/> PARTIAL PAYMENT OF CJA FEES
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PROCEEDINGS SCHEDULED TO OCCUR

<input type="checkbox"/> INITIAL APPEAR	<input type="checkbox"/> PRELIM HRG	<input type="checkbox"/> MOTION	<input type="checkbox"/> JUGM'T & SENTG	<input checked="" type="checkbox"/> STATUS 4 Mins HELD
<input type="checkbox"/> I.D. COUNSEL	<input type="checkbox"/> ARRAIGNMENT	<input type="checkbox"/> BOND HEARING	<input type="checkbox"/> INITIAL APPEAR REV PROB OR S/R	<input type="checkbox"/> OTHER
<input checked="" type="checkbox"/> ^{TIMING OF} DETENTION HRG WAIVED BY THE DEFT	<input type="checkbox"/> ID / REMOV HRG	<input type="checkbox"/> CHANGE PLEA	<input type="checkbox"/> PROB. REVOC.	<input checked="" type="checkbox"/> ATTY APPT HEARING 1 Min. HELD

INITIAL APPEARANCE**FILED**

DEC 19 2007

<input type="checkbox"/> ADVISED OF RIGHTS	<input type="checkbox"/> ADVISED OF CHARGES	<input type="checkbox"/> NAME AS CHARGED IS TRUE NAME	<input type="checkbox"/> TRUE NAME:
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ARRAIGNMENT

<input type="checkbox"/> ARRAIGNED ON INFORMATION	<input type="checkbox"/> ARRAIGNED ON INDICTMENT	<input type="checkbox"/> READING WAIVED SUBSTANCE	<input checked="" type="checkbox"/> WAIVER OF INDICTMENT FILED RICHARD W. WIEKING CLERK, U.S. DISTRICT COURT NORTHERN DISTRICT OF CALIFORNIA OAKLAND
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RELEASE

<input type="checkbox"/> RELEASED ON O/R	<input type="checkbox"/> ISSUED APPEARANCE BOND	AMT OF SECURITY \$	SPECIAL NOTES	<input type="checkbox"/> PASSPORT SURRENDERED DATE:
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PROPERTY TO BE POSTED CASH \$		CORPORATE SECURITY <input type="checkbox"/>		REAL PROPERTY: <input type="checkbox"/>
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<input type="checkbox"/> MOTION FOR DETENTION	<input type="checkbox"/> PRETRIAL SERVICES REPORT	<input checked="" type="checkbox"/> DETAINED	<input type="checkbox"/> RELEASED	<input checked="" type="checkbox"/> ^{TIMING OF} DETENTION HEARING AND FORMAL EXTRADITION WAIVED BY THE DEFT	<input checked="" type="checkbox"/> REMANDED TO CUSTODY
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ORDER REMOVED TO THE DISTRICT OF

PLEA

<input type="checkbox"/> CONSENT ENTERED	<input checked="" type="checkbox"/> NOT GUILTY	<input type="checkbox"/> GUILTY	GUILTY TO COUNTS: <input type="checkbox"/>	
<input type="checkbox"/> PRESENTENCE REPORT ORDERED	<input type="checkbox"/> CHANGE OF PLEA	<input type="checkbox"/> PLEA AGREEMENT FILED	OTHER:	

CONTINUANCE

TO: 1/16/08	<input type="checkbox"/> ATTY APPT HEARING	<input type="checkbox"/> BOND HEARING	<input type="checkbox"/> STATUS RE: CONSENT	<input checked="" type="checkbox"/> STATUS / REDACTED
AT: 2:00 p.m.	<input type="checkbox"/> SUBMIT FINAN. AFFIDAVIT	<input type="checkbox"/> PRELIMINARY HEARING OR ARRAIGN- MENT	<input checked="" type="checkbox"/> CHANGE OF PLEA	<input type="checkbox"/> OTHER
BEFORE HON. CLAUDIA WILKEN	<input type="checkbox"/> DETENTION HEARING		<input type="checkbox"/> MOTIONS	<input type="checkbox"/> JUDGMENT & SENTENCING
<input type="checkbox"/> TIME WAIVED	<input type="checkbox"/> TIME EXCLUDABLE UNDER 18 § USC 3161	<input type="checkbox"/> IDENTITY / REMOVAL HEARING	<input type="checkbox"/> PRETRIAL CONFERENCE	<input type="checkbox"/> PROB/SUP REV. HEARING

ADDITIONAL PROCEEDINGS

In light of the detainer that was lodged on the deft. by ICE, the deft. waived the timing of his Detention Hrg. The deft. was ordered detained, reserving his rights to have his Detention Hrg. - if and when the deft. believes it's in his best interest to put his Detention Hrg. back on calendar later. The govt's atty. has provided the deft's atty. with the discovery last 12/14/07. The deft's atty. also received a copy of the proposed plea agreement from the govt. which she needs to review and discuss with the deft.

DOCUMENT NUMBER:

cc: WDB's Stats, Sheilah, Pretrial